

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

TIVO INC.,	)	
	)	
Plaintiff,	)	Civil Action No. 2:09-CV-259-DF
	)	
vs.	)	
	)	
	)	<b>Jury Trial Demanded</b>
1. AT&T INC.;	)	
2. AT&T OPERATIONS, INC.;	)	
3. AT&T SERVICES, INC.;	)	
4. AT&T VIDEO SERVICES, INC.;	)	
5. SBC INTERNET SERVICES, INC.;	)	
6. SOUTHWESTERN BELL TELEPHONE	)	
COMPANY.	)	
	)	
Defendants,	)	
	)	
and	)	
	)	
MICROSOFT CORPORATION,	)	
	)	
Intervenor.	)	
	)	

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**TIVO'S LIST OF ASSERTED PATENT CLAIMS**

Three patents are presently asserted in this litigation: (1) U.S. Patent No. 6,233,389 ('389 Patent), (2) U.S. Patent No. 7,529,465 ('465 Patent), and (3) U.S. Patent No. 7,493,015 ('015 Patent). In accordance with the Court's Docket Control Order requiring Plaintiff TiVo Inc. ("TiVo") to limit the number of asserted patent claims to no more than 10, TiVo identifies the following claims:

- '389 Patent: 2 claims – 31, 61
- '015 Patent: 3 claims – 3, 15, 19
- '465 Patent: 5 claims – 1, 8, 10, 13, 17

Given that discovery in this matter is ongoing and that Defendants and Intervenor have not yet completed their production of documents and source code relevant to the accused products, TiVo reserves the right to amend this list once Defendants and Intervenor complete their document production and provide requested discovery.

Dated: October 15, 2010

Respectfully submitted

By: /s/ Ellisen S. Turner  
Ellisen S. Turner

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Attorneys for Plaintiff TiVo Inc.

**CERTIFICATE OF SERVICE**

I hereby certify that all counsel of record who have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on this 15th day of October, 2010. Any other counsel of record will be served by first class U.S. mail and/or electronic mail on this same date.

Executed on **October 15, 2010**, at Los Angeles, California.

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/s/ Ellisen S. Turner  
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